



Committee on Transportation and Infrastructure
U.S. House of Representatives
Washington DC 20515

Sam Graves
Chairman

Jack Ruddy
Staff Director

Rick Larsen
Ranking Member

Katherine W. Dedrick
Democratic Staff Director

February 28, 2023

The Committee on Transportation and Infrastructure met at 10:00 a.m. on February 28, 2023, in 2167 Rayburn House Office Building, pursuant to notice, in an open session, with a quorum present, and considered the following measures:

The Authorization and Oversight Plan for the Committee on Transportation and Infrastructure – 118th Congress.

The Fiscal Year 2024 Views and Estimates of the Committee on Transportation and Infrastructure.
H. Res. 152, *Supporting the goals and ideals of “move over” laws.*

H. Con. Res. 15, *Authorizing the use of the Capitol Grounds for the National Peace Officers Memorial Service and the National Honor Guard and Pipe Band Exhibition.*

H.R. 783, *To designate the Department of Energy Integrated Engineering Research Center Federal Building located at the Fermi National Accelerator Laboratory in Batavia, Illinois, as the “Helen Edwards Engineering Research Center”.*

10 General Services Administration Capital Investment and Leasing Program Resolutions.

H.J. Res. 27, *Providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Department of the Army, Corps of Engineers, Department of Defense and the Environmental Protection Agency relating to “Revised Definition of ‘Waters of the United States’”.*

H.R. 1152, the “*Water Quality Certification and Energy Project Improvement Act of 2023*”.

The Committee took the following actions:

The Authorization and Oversight Plan for the Committee on Transportation and Infrastructure – 118th Congress. Adopted by voice vote.

The Fiscal Year 2024 Views and Estimates of the Committee on Transportation and Infrastructure. Adopted by voice vote.

H. Res. 152, *Supporting the goals and ideals of “move over” laws.*

The Subcommittee on Highways and Transit was discharged from further consideration of H. Res. 152. Ordered to be favorably reported to the House, without amendment, by voice vote.

H. Con. Res. 15, *Authorizing the use of the Capitol Grounds for the National Peace Officers Memorial Service and the National Honor Guard and Pipe Band Exhibition*. The Subcommittee on Economic Development, Public Buildings, and Emergency Management was discharged from further consideration of H. Con. Res. 15. Ordered to be favorably reported to the House, without amendment, by voice vote.

H.R. 783, *To designate the Department of Energy Integrated Engineering Research Center Federal Building located at the Fermi National Accelerator Laboratory in Batavia, Illinois, as the "Helen Edwards Engineering Research Center"*. The Subcommittee on Economic Development, Public Buildings, and Emergency Management was discharged from further consideration of H.R. 783. Ordered to be favorably reported to the House, without amendment, by voice vote.

The Committee adopted, en bloc, the following Committee Resolutions, by voice vote:

Committee Resolution: GSA Resolution, Lease, United States Attorney's Office, 1000 Louisiana Street, Houston, TX, PTX-01-HO21.

Committee Resolution: GSA Resolution, Alteration, U.S. Federal Building and Courthouse, 908 Alabama Avenue, Selma, AL, PAL-0055-SE22.

Committee Resolution: GSA Resolution, Alteration, William Colmer Federal Building and U.S. Courthouse, 701 North Main Street, Hattiesburg, MS, PMS-0072-HA22.

Committee Resolution: GSA Resolution, Lease, Commodity Futures Trading Commission, 3 Lafayette Centre, 1155 21st Street NW, Washington, DC, PDC-06-WA23.

Committee Resolution: GSA Resolution, Lease, Department of Justice, 2 Constitution Square, 145 N Street NE, Washington, DC, PDC-05-WA23.

Committee Resolution: GSA Resolution, Lease, Department of the Treasury, 1750 Pennsylvania Avenue NW, Washington DC; 1722 I Street NW, Washington, DC, PDC-01-WA23.

Committee Resolution: GSA Resolution, Lease, National Labor Relations Board, 1015 Half Street SE, Washington, DC, PDC-03-WA23.

Committee Resolution: GSA Resolution, Lease, Internal Revenue Service, 100 Myrtle Avenue, Brooklyn, NY, PNY-02-BR23.

Committee Resolution: GSA Resolution, Lease, Department of the Interior, Bureau of Safety and Environmental Enforcement, Bureau of Oceanic Energy Management, 1201 Elmwood Park Boulevard, Harahan, LA; 800 W. Commerce Road, New Orleans, LA, PLA-01-ME23.

Committee Resolution: GSA Resolution, Lease, Environmental Protection Agency, Centers for Disease Control and Prevention, 1200 6th Avenue, Seattle, WA, PWA-02-SE23.

H.J. Res. 27, *Providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Department of the Army, Corps of Engineers, Department of Defense and the Environmental Protection Agency relating to "Revised Definition of 'Waters of the United States'"*. The Subcommittee on Water Resources and Environment was discharged from further consideration of H.J. Res. 27. Ordered to be favorably reported to the House, without amendment, by a recorded vote of 30 yeas and 24 nays (Roll Call Vote 001).

The vote was as follows:

Vote: 001			
On: H.J. Res. 27 – Final Passage			
Yea	30	Nay	24
Member	Vote	Member	Vote
Mr. Graves of MO	Yea	Mr. Larsen of WA	Nay
Mr. Crawford	Yea	<i>Ms. Norton</i>	Nay
Mr. Webster of FL	Yea	Mrs. Napolitano	Nay
Mr. Massie	Yea	Mr. Cohen	
Mr. Perry	Yea	Mr. Garamendi	Nay
Mr. Babin	Yea	Mr. Johnson of GA	Nay
Mr. Graves of LA	Yea	Mr. Carson	Nay
Mr. Rouzer	Yea	Ms. Titus	Nay
Mr. Bost	Yea	Mr. Huffman	Nay
Mr. LaMalfa	Yea	Ms. Brownley	Nay
Mr. Westerman		Ms. Wilson of FL	
Mr. Mast		Mr. Payne	Nay
<i>Mrs. González-Colón</i>	Yea	Mr. DeSaulnier	Nay
Mr. Stauber	Yea	Mr. Carbajal	Nay
Mr. Burchett		Mr. Stanton	Nay
Mr. Johnson of SD	Yea	Mr. Allred	Nay
Mr. Van Drew	Yea	Ms. Davids of KS	Nay
Mr. Nehls	Yea	Mr. García of IL	
Mr. Gooden of TX	Yea	Mr. Pappas	Nay
Mr. Mann	Yea	Mr. Moulton	
Mr. Owens	Yea	Mr. Auchincloss	
Mr. Yakym	Yea	Ms. Strickland	Nay
Mrs. Chavez-DeRemer		Mr. Carter of LA	
Mr. Edwards	Yea	Mr. Ryan	Nay
Mr. Kean of NJ	Yea	Mrs. Peltola	Nay
Mr. D’Esposito		Mr. Menendez	Nay
Mr. Burlison	Yea	Ms. Hoyle of OR	Nay
Mr. James	Yea	Mrs. Sykes	Nay
Mr. Van Orden	Yea	Ms. Scholten	Nay
Mr. Williams of NY	Yea	Mrs. Foushee	Nay
Mr. Molinaro	Yea		
Mr. Collins	Yea		
Mr. Ezell	Yea		
Mr. Duarte	Yea		
Mr. Bean of FL	Yea		

H.R. 1152, the “*Water Quality Certification and Energy Project Improvement Act of 2023*”.
 The Subcommittee on Water Resources and Environment was discharged from further consideration of H.R. 1152. Ordered to be favorably reported to the House, without amendment, by voice vote.

The following amendments were offered:

An amendment to H.R. 1152 offered by Mr. Graves of Louisiana (#1); Add at the end the following: Sec. 3. Interim Process for Expired Federal General Permits; was **WITHDRAWN**.

An amendment to H.R. 1152 offered by Mrs. Sykes (#2); Page 2, strike lines 2 through 6. Beginning on page 4, strike line 21 and all that follows through page 5, line 8, and insert the following: (ii) in the second sentence, by striking “applicable effluent limitations or other limitations or other water quality requirements” and inserting “an applicable provision of section 301, 302, 303, 306, or 307”; and Beginning on page 5, strike line 23 and all that follows through page 6, line 6, and insert the following: “(e) For purposes of this section, the applicable provisions of section 301, 302, 303, 306, and 307 are—“(1) any effluent limitations and other limitations, and monitoring requirements necessary to assure that any applicant for a Federal License or permit will comply with any applicable effluent limitations and other limitations, under section 301 or 302, standard of performance under section 306, or prohibition, effluent standard, or pretreatment standard under section 307; and “(2) any other appropriate requirement of State law set forth in such certification that the State determines necessary to support water quality in the State or the designated use or uses of navigable waters in the State.”.; was **NOT AGREED TO** by a recorded vote of 26 yeas and 34 nays (Roll Call Vote 002).

The vote was as follows:

Vote: 002			
On: H.R. 1152 – Sykes Amendment #001			
Yea	26	Nay	34
Member	Vote	Member	Vote
Mr. Graves of MO	Nay	Mr. Larsen of WA	Yea
Mr. Crawford	Nay	<i>Ms. Norton</i>	Yea
Mr. Webster of FL	Nay	Mrs. Napolitano	Yea
Mr. Massie	Nay	Mr. Cohen	Yea
Mr. Perry	Nay	Mr. Garamendi	Yea
Mr. Babin	Nay	Mr. Johnson of GA	Yea
Mr. Graves of LA	Nay	Mr. Carson	Yea
Mr. Rouzer	Nay	Ms. Titus	Yea
Mr. Bost	Nay	Mr. Huffman	Yea
Mr. LaMalfa	Nay	Ms. Brownley	Yea
Mr. Westerman	Nay	Ms. Wilson of FL	
Mr. Mast		Mr. Payne	Yea
<i>Mrs. González-Colón</i>	Nay	Mr. DeSaulnier	Yea
Mr. Stauber	Nay	Mr. Carbajal	Yea
Mr. Burchett	Nay	Mr. Stanton	Yea

Mr. Johnson of SD	Nay	Mr. Allred	Yea
Mr. Van Drew	Nay	Ms. Davids of KS	Yea
Mr. Nehls	Nay	Mr. García of IL	
Mr. Gooden of TX	Nay	Mr. Pappas	Yea
Mr. Mann	Nay	Mr. Moulton	
Mr. Owens	Nay	Mr. Auchincloss	Yea
Mr. Yakym	Nay	Ms. Strickland	Yea
Mrs. Chavez-DeRemer	Nay	Mr. Carter of LA	
Mr. Edwards	Nay	Mr. Ryan	Yea
Mr. Kean of NJ	Nay	Mrs. Peltola	Yea
Mr. D’Esposito	Nay	Mr. Menendez	Yea
Mr. Burlison	Nay	Ms. Hoyle of OR	Yea
Mr. James	Nay	Mrs. Sykes	Yea
Mr. Van Orden	Nay	Ms. Scholten	Yea
Mr. Williams of NY	Nay	Mrs. Foushee	Yea
Mr. Molinaro	Nay		
Mr. Collins	Nay		
Mr. Ezell	Nay		
Mr. Duarte	Nay		
Mr. Bean of FL	Nay		

An amendment to H.R. 1152 offered by Mr. Stauber (#3); Page 3, after line 21, insert the following: (iii) in the third sentence, by inserting before the period “within a timeframe agreed upon between such State and the applicant”; was **WITHDRAWN**.

An amendment to H.R. 1152, offered by Mr. Stauber (#4); At the end of the bill, add the following: Sec. _____. Veto Authority Update. Section 404 (c) of the Clean Water Act (33 U.S.C. 1344 (c)) is amended in the second sentence by striking “Secretary.” And inserting “Secretary, Secretary of Defense, Secretary of Commerce, and Secretary of the Interior to determine whether there are any materials on the Critical Minerals list, materials needed for grid security, or materials needed for national defense.”; was **WITHDRAWN**.

An amendment to H.R. 1152, offered by Mr. Huffman, (#5); Add at the end the following: Sec. 3. No Effect on Tribal Rights. Nothing in this Act, or the amendments made by this Act, shall be construed to affect any Tribal rights or authorities under the Federal Water Pollution Control Act, including any review by a Tribal Government of a discharge or activity under a Federal permit in order to protect treaty rights, including water rights, fishing rights, and cultural resources; was **NOT AGREED TO** by a recorded vote of 26 yeas and 34 nays (Roll Call Vote 003).

The vote was as follows:

Vote: 003			
On: H.R. 1152 – Huffman Amendment #014			
Yea	26	Nay	34
Member	Vote	Member	Vote
Mr. Graves of MO	Nay	Mr. Larsen of WA	Yea
Mr. Crawford	Nay	<i>Ms. Norton</i>	Yea
Mr. Webster of FL	Nay	Mrs. Napolitano	Yea
Mr. Massie	Nay	Mr. Cohen	Yea
Mr. Perry	Nay	Mr. Garamendi	Yea
Mr. Babin	Nay	Mr. Johnson of GA	Yea
Mr. Graves of LA		Mr. Carson	Yea
Mr. Rouzer	Nay	Ms. Titus	Yea
Mr. Bost	Nay	Mr. Huffman	Yea
Mr. LaMalfa	Nay	Ms. Brownley	Yea
Mr. Westerman	Nay	Ms. Wilson of FL	
Mr. Mast	Nay	Mr. Payne	Yea
<i>Mrs. González-Colón</i>	Nay	Mr. DeSaulnier	Yea
Mr. Stauber	Nay	Mr. Carbajal	Yea
Mr. Burchett	Nay	Mr. Stanton	Yea
Mr. Johnson of SD	Nay	Mr. Allred	Yea
Mr. Van Drew	Nay	Ms. Davids of KS	Yea
Mr. Nehls	Nay	Mr. García of IL	
Mr. Gooden of TX	Nay	Mr. Pappas	Yea
Mr. Mann	Nay	Mr. Moulton	
Mr. Owens	Nay	Mr. Auchincloss	Yea
Mr. Yakym	Nay	Ms. Strickland	Yea
Mrs. Chavez-DeRemer	Nay	Mr. Carter of LA	
Mr. Edwards	Nay	Mr. Ryan	Yea
Mr. Kean of NJ	Nay	Mrs. Peltola	Yea
Mr. D’Esposito	Nay	Mr. Menendez	Yea
Mr. Burlison	Nay	Ms. Hoyle of OR	Yea
Mr. James	Nay	Mrs. Sykes	Yea
Mr. Van Orden	Nay	Ms. Scholten	Yea
Mr. Williams of NY	Nay	Mrs. Foushee	Yea
Mr. Molinaro	Nay		
Mr. Collins	Nay		
Mr. Ezell	Nay		
Mr. Duarte	Nay		
Mr. Bean of FL	Nay		

A unanimous consent request by Mr. Graves of Missouri that the Authorization and Oversight Plan for the Committee on Transportation and Infrastructure – 118th Congress, the Fiscal Year 2024 Views and Estimates of the Committee on Transportation and Infrastructure, H. Res. 152, H. Con. Res. 15, H.R. 783, the General Services Administration Capital Investment and Leasing Program Resolutions, H.J. Res. 27, and H.R. 1152 will be reported as a single Amendment in the Nature of a Substitute incorporating any amendments adopted, was NOT OBJECTED TO.

A unanimous consent request by Mr. Graves of Missouri that staff be authorized to make all necessary technical, clarifying, and conforming changes to the Authorization and Oversight Plan for the Committee on Transportation and Infrastructure – 118th Congress, the Fiscal Year 2024 Views and Estimates of the Committee on Transportation and Infrastructure, H. Res. 152, H. Con. Res. 15, H.R. 783, the General Services Administration Capital Investment and Leasing Program Resolutions, H.J. Res. 27, and H.R. 1152, was NOT OBJECTED TO.

A motion by Mr. Graves of Missouri that, pursuant to Rule XXII, clause 1, the Committee authorizes the Chairman, or designee, to offer such motions as may be necessary in the House to go to conference with the Senate on the Authorization and Oversight Plan for the Committee on Transportation and Infrastructure – 118th Congress, the Fiscal Year 2024 Views and Estimates of the Committee on Transportation and Infrastructure, H. Res. 152, H. Con. Res. 15, H.R. 783, the General Services Administration Capital Investment and Leasing Program Resolutions, H.J. Res. 27, and H.R. 1152, or any similar measure, was NOT OBJECTED TO.

Pursuant to Rule XI clause 2(1), of the Rules of the House of Representative, the Chairman notes that Members may have two calendar days in which to file any supplemental, minority, additional, or dissenting views on the Authorization and Oversight Plan for the Committee on Transportation and Infrastructure – 118th Congress, the Fiscal Year 2024 Views and Estimates of the Committee on Transportation and Infrastructure, H. Res. 152, H. Con. Res. 15, H.R. 783, the General Services Administration Capital Investment and Leasing Program Resolutions, H.J. Res. 27, and H.R. 1152.

A unanimous consent request by Mr. Graves of Missouri that, the Chairman, after consultation with the Ranking Member, has authority to strike or revise any provision of the bills ordered reported today that would cause a sequential referral to another committee, or that would cause the bills to concurrent resolutions to be subject to a Budget Act of Rule 21 PAYGO point of order, was NOT OBJECTED TO.

Pursuant to Rule 6 of the Rules of the Committee on Transportation and Infrastructure, the Chairman notes the presence of a quorum for actions taken on all Committee business today.

